

July 15, 2011

VIA ELECTRONIC FILING

Jocelyn Boyd, Chief Clerk of the Commission
Public Service Commission of South Carolina
Synergy Business Park, Saluda Building
101 Executive Center Drive
Columbia, South Carolina 29210

Frank R. Ellerbe, III
1901 MAIN STREET, SUITE 1200
POST OFFICE BOX 944
COLUMBIA, SOUTH CAROLINA 29202
PH
(803) 779-8900 | (803) 227-1112 *direct*
FAX
(803) 744-1556
fellerbe@robinsonlaw.com

**Re: Duke Energy Carolinas / Progress Merger
Docket No. 2011-158-E**

Dear Ms. Boyd:

Enclosed for filing are Affidavits of Publication and Customer mailing for the Notice of Hearing on behalf of Duke Energy Carolinas, LLC. The Notice of Hearing was published in The Charlotte Observer, Spartanburg Herald-Journal, Anderson Independent Mail and Greenville News in accordance with the Commission's publication deadlines. Please note that Affidavits from Anderson Independent Mail and Greenville News have not been received. I am informed that Duke has received the invoices from these newspapers verifying that the ads were published prior to June 30. The affidavits from these newspapers will be filed with the Commission as soon as they are received.

If you have any questions, please have someone on your staff contact me.

Yours truly,

ROBINSON, MCFADDEN & MOORE, P.C.



Frank R. Ellerbe, III

FRE/tch

Enclosures

cc: Mr. Kodwo Ghartey-Tagoe (via email)
Ms. Pam Allen (via email)

BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA
DOCKET NO. 2011-158-E

IN RE:

Application of Duke Energy Corporation and)
Progress Energy, Inc. on Behalf of their)
Duke Energy Carolinas, LLC and Progress)
Energy Carolinas, Inc., to Engage in a)
Business Combination Transaction)

AFFIDAVIT

PERSONALLY APPEARED before me, Michael A. Lyles, who being first duly sworn, deposes and says that he is Manager, Marketing Communications for Duke Energy Carolinas, LLC; that at his direction and under his supervision the Notice of Hearing and Prefile Testimony Deadlines attached hereto as Exhibit A and incorporated herein ("Notice") has been furnished either by U.S. Mail, or by electronic mail to customers who have agreed to receive the Notice by electronic mail, to all applicable customers of Duke Energy Carolinas, LLC on or before June 30, 2011.

FURTHER AFFIANT SAYETH NOT.



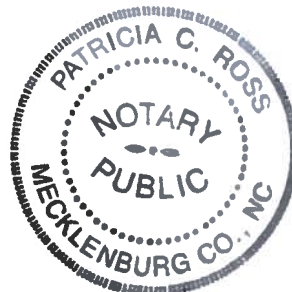
Michael A. Lyles

Sworn to and subscribed before me
this 12 day of July, 2011.



Notary Public for North Carolina

My Commission Expires: 10-17-2014



**PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA
CLERK'S OFFICE
NOTICE OF FILING**

DOCKET NO. 2011-158-E

APPLICATION OF DUKE ENERGY CORPORATION AND PROGRESS
ENERGY, INC. ON BEHALF OF THEIR ELECTRICAL UTILITY SUBSIDIARIES,
DUKE ENERGY CAROLINAS, LLC AND PROGRESS ENERGY CAROLINAS,
INC., TO ENGAGE IN A BUSINESS COMBINATION TRANSACTION

Duke Energy Corporation ("Duke") and Progress Energy, Inc. ("Progress") (collectively, referred to as the "Applicants"), on behalf of their utility subsidiaries, Duke Energy Carolinas, LLC and Progress Energy Carolinas, Inc. filed an Application with the Public Service Commission of South Carolina ("the Commission") pursuant to S.C. Code Ann. Section 58-27-1300 and 26 S.C. Code Ann. Regs. 103-823 for authorization to engage in a business combination transaction. The Application states further that the merger of Duke Energy Carolinas, LLC and Progress Energy Carolinas, Inc. cannot occur absent the acquisition of Progress by Duke, and the primary impact of the acquisition of Progress by Duke is upon Duke Energy Carolinas, LLC and Progress Energy Carolinas, Inc., therefore the Applicants, on behalf of Duke Energy Carolinas, LLC and Progress Energy Carolinas, Inc., will treat the two transactions as one for the purposes of this case.

According to the Application, Duke and Progress have entered into a business combination agreement ("the Merger Agreement") in which Duke will acquire all of the issued and outstanding common stock of Progress in exchange for shares of Duke's common stock. The Application states that the Duke-Progress business combination transaction will occur at the holding company level. Progress will become a subsidiary of Duke, and both Progress and Progress Energy Carolinas, Inc. will continue to operate as separate legal entities. Under the Applicants' proposal, Progress Energy Carolinas, Inc. and Duke Energy Carolinas, LLC will be merged into a single legal entity at some point in the future.

Details of the Application, including, but not limited to, the Merger Agreement, may be obtained from the Clerk's Office, Public Service Commission of South Carolina, 101 Executive Center Drive, Columbia, South Carolina, where a copy of the Application is available for review. Additionally, the entire Application, as well as all other documents filed in Docket No. 2011-158-E, may be viewed as they become available on the Commission's website at www.psc.sc.gov, by clicking on "DMS - Docket Management System" on the left-hand side of the screen and typing in Docket No. 2011-158-E.

Additionally, the Application is available from Len S. Anthony, Esquire, Progress Energy Carolinas, Inc., Post Office Box 1551/PEB 17A4, Raleigh, North Carolina 27602-1551, Frank Ellerbe, Esquire, Robinson, McFadden & Moore, P.C., 1901 Main Street, Suite 1200, Columbia, South Carolina 29201 and Kodwo Ghartey-Tagoe, Esquire, Vice President – Legal, Duke Energy Corporation, EC03T/P.O. Box 1006, Charlotte, North Carolina 28201-1006.

A public hearing, when scheduled, will be held in Columbia, South Carolina in the offices of the Commission at the above address, for the purpose of receiving testimony and other evidence from all interested parties regarding this Application. The time and date of this hearing will be furnished to all interested parties at a later date.

Any person who wishes to testify and present evidence at a hearing concerning these matters should notify, in writing, the Clerk's Office at the address below, the Office of Regulatory Staff, at 1401 Main Street, Suite 900, Columbia, South Carolina 29201, Len S. Anthony, Esquire, Frank Ellerbe, Esquire and Kodwo Ghartey-Tagoe, Esquire at the above addresses on or before **August 8, 2011**. ***Please refer to Docket No. 2011-158-E.***

Any person who wishes to participate in this matter, as a Party of Record with the right of cross-examination, should file a Petition to Intervene in accordance with the Commission's Rules of Practice and Procedure, on or before **August 8, 2011**, and indicate the amount of time required for his presentation. Please include an email address for receipt of future Commission correspondence in the Petition to Intervene. ***Please refer to Docket No. 2011-158-E.***

Any person, who wishes to be notified of the hearing, but does not wish to present testimony or be a party of record, may do so by notifying the Clerk's Office, in writing, at the address below on or before **August 8, 2011**. ***Please refer to Docket No. 2011-158-E.***

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PLEASE TAKE NOTICE: Any person who wishes to have his or her comments considered as part of the official record of this proceeding MUST present such comments, in person, to the Commission during the hearing.

Persons seeking information about the Commission's Procedures should contact the Commission in Columbia at 803-896-5100.

Public Service Commission of South Carolina
Attn: Clerk's Office
Post Office Drawer 11649
Columbia, SC 29211

North Carolina } ss
Mecklenburg County)

The Charlotte Observer Publishing Co.
Charlotte, NC
Affidavit of Publication

THE CHARLOTTE OBSERVER

DUKE POWER, LAW DEPT
PAM ALLEN, DEC45A
PO BOX 1006
CHARLOTTE NC 28201

REFERENCE: 30053873 P. ALLEN
008400/6570256 DOCKET NO 2011-158-E

Before the undersigned, a Notary Public of said County and State, duly authorized to administer oaths affirmations, etc., personally appeared, being duly sworn or affirmed according to law, doth depose and say that he/she is a representative of The Charlotte Observer Publishing Company, a corporation organized and doing business under the laws of the State of Delaware, and publishing a newspaper known as The Charlotte Observer in the city of Charlotte, County of Mecklenburg, and State of North Carolina and that as such he/she is familiar with the books, records, files, and business of said Corporation and by reference to the files of said publication, the attached advertisement was inserted. The following is correctly copied from the books and files of the aforesaid Corporation and Publication.

PUBLISHED ON: 06/27

AD SPACE: 238 LINE
FILED ON: 06/30/11

NAME: [Signature] TITLE: Billing & Collections
DATE: JUL 08 2011

In Testimony Whereof I have hereunto set my hand and affixed my seal, the day and year aforesaid.

Notary: [Signature] My Commission Expires: 5/27/2016

My Commission Expires May 27, 2016

PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA
CLERK'S OFFICE
NOTICE OF FILING
DOCKET NO. 2011-158-E

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PROGRESS ENERGY, INC. ON BEHALF OF THEIR
ELECTRICAL UTILITY SUBSIDIARIES, DUKE ENERGY
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Public Service Commission of South Carolina
Attn: Clerk's Office
Post Office Drawer 11649
Columbia, SC 29211

LP8400

SPARTANBURG
Herald-Journal

189 West Main Street, Spartanburg, SC 29306
864-562-7305

**STATE OF SOUTH CAROLINA
COUNTY OF SPARTANBURG**

Personally appeared before me, a notary public in and for the State and County
aforesaid, Annette Haynie, who having been duly sworn according to law, deposes
and says that she is a Representative of the Spartanburg Herald-Journal, a newspaper
published in Spartanburg, South Carolina, and that the attached legal ad
was published for 1 time(s) in the following issues:

6/27/11

Annette Haynie
Annette Haynie

Sworn to and subscribed before me

This 27th day of June, 2011

Alice Annas
Alice Annas
Notary Public for South Carolina
My Commission Expires May 23, 2016

**PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA**

CLERK'S OFFICE

NOTICE OF FILING

DOCKET NO. 2011-158-E

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